IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

Un	ited States of America,)	0.00M IF
	Plaintiff,	}	8:09MJ5
	vs.)	DETENTION ORDER
Fra	ancisco Oregel-Flores,	{	
	Defendant.)	
A.	Order For Detention After conducting a detention hearing pursuant, the Court orders the above-named displayed and (i).	ıant to 18 lefendar	8 U.S.C. § 3142(f) of the Bail Reform nt detained pursuant to 18 U.S.C. §
B.	The Court orders the defendant's detention X By a preponderance of the evidual conditions will reasonably assure the	on becar dence the ne appea hat no c	hat no condition or combination of arance of the defendant as required. condition or combination of conditions
C.	maximum penalty of	ces Rep he offer alien fo ation 2 yea of violer narcotic arge am exist the appear that has no has no has no is not a t does n	ort, and includes the following: nse charged: ound in U.S. following is a serious crime and carries a rs imprisonment. oce. odrug. nount of controlled substances, to with

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	(b)	The The The Cou	e defendant has a history relating to drug abuse. e defendant has a history relating to alcohol abuse. e defendant has a significant prior criminal record. e defendant has a prior record of failure to appear at urt proceedings. of the current arrest, the defendant was on: obation role
	(0)		lease pending trial, sentence, appeal or completion of ntence.
	(0)	Th	e defendant is an illegal alien and is subject to portation.
		Th de _l	e defendant is a legal alien and will be subject to portation if convicted.
		(BI	e Bureau of Immigration and Customs Enforcement CE) has placed a detainer with the U.S. Marshal. er: Prior deportations
(4		nature and see are as follo	seriousness of the danger posed by the defendant's ows:
(5	In det on the which (a)	c following relative Court fir That no co assure the court fir (1) (2) (3) (4) That no co assure the construction of the comparent cause to be constructed from the court for the court	the defendant should be detained, the Court also relied buttable presumption(s) contained in 18 U.S.C. § 3142(e) ands the defendant has not rebutted: Indition or combination of conditions will reasonably appearance of the defendant as required and the safety operson and the community because the Court finds that volves: A crime of violence; or An offense for which the maximum penalty is life imprisonment or death; or A controlled substance violation which has a maximum penalty of 10 years or more; or A felony after the defendant had been convicted of two or more prior offenses described in (1) through (3) above, and the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which is less than five years old and which was committed while the defendant was on pretrial release. Indition or combination of conditions will reasonably appearance of the defendant as required and the safety munity because the Court finds that there is probable elieve:
		(1)	That the defendant has committed a controlled substance violation which has a maximum penalty of 10 years or more.

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(2) That the defendant has committed an offense under 18 U.S.C. § 924(c) (uses or carries a firearm during and in relation to any crime of violence, including a crime of violence, which provides for an enhanced punishment if committed by the use of a deadly or dangerous weapon or device).

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: January 13, 2009.

BY THE COURT:

s/ F. A. Gossett United States Magistrate Judge